

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.68315-M of 2006

DATE OF DECISION:14.12.2006

Dalbir Singh Petitioner

Versus

State of Haryana Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Manjeet Singh, Advocate
for the petitioner.

Shri Partap Singh, Sr. DAG, Haryana.

Petitioner Dalbir Singh apprehending his arrest in a non-bailable offence in case FIR No. 69 dated 21.4.2006 under Sections 409 IPC, registered at Police Station Bawani Khera, District Bhiwani, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner is Ex-Sarpanch of the village and his term expired in 2005. Thereafter, he has already handed over the entire record of the Panchayat to the newly elected Sarpanch. Counsel further contends that the aforesaid FIR has been registered alleging that the petitioner has not deposited certain amounts with the Panchayat and has embezzled the funds of the Gram Panchayat. Counsel contends that no proceeding under the Panchayati Raj Act for recovery of the alleged embezzled amount has been initiated. He further contends that all the allegations are totally false.

Counsel for the petitioner contends that in view of the order dated 3.11.2006, the petitioner has joined the investigation. This fact has

not been disputed by the State Counsel.

In view of the above, the interim bail, granted vide order dated 3.11.2006 is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 14, 2006
pooja

(SATISH KUMAR MITTAL)
JUDGE